GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – MAUD Dept. – ACB Case – Sri Ch. Papa Rao, TPBO, Gudivada Municipality – Placed under Suspension – Acquitted by Trial Court – Appeal Dismissed by Hon'ble High Court – Treating the Suspension Period as "ON DUTY" under Rule 54 of the Fundamental Rules – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II) DEPARTMENT

G.O.RT.No. 380 **Dated: 30-04-2025**

Read the following:

1. From the DGACB Lr.No.61/RCT-VKI/01 dt:03.5.2001.
2. Govt. Memo No.9805/V1/2001-1, MA, dt.31-05-2001.
3. DTCP proceedings in Roc.No.2877/2001/M3-2, dated 04.06.2001.
4. G.O.Ms. Nos. 344, MA&UD (V1) Dept., dt.24-07-2002.
5. Govt. Memo No.9805/V2/2001-8, MA, dt.06-09-2003.
6. DTCP proceedings Roc.No.2877/2001/M2-1, dated 20.09.2003.
7. From the ACB, Letter C.No. 61/RCT-VK1/2001, dated 26.02.2007.
8. Govt. Memo No. 9805/Vig.I(i)/2001-11, dated 02.03.20227.
9. Representation of Sri Ch. Papa Rao, TPBO, Gudivada Municipality, dated Nil, along with the orders of Hon'ble High Court in Criminal Appeal Nos. 1712/2006 & 1007/2007, dated 27.04.2022.
10. Govt. Memo No.9805/Vig.II/A1/2001(E-1975118)-16, dt. 03.03.2023.
11. From the DG, ACB, Vijayawada, Letter Roc.No.61/RCT-VKI/2001-S.9, dated 20.04.2023.
12. Govt Memo No. 9805/Vig.II A1/2001(E-1975118)-18. Dt.02/01/2024 & 06.12.2024.
13. From the DTCP, AP, Mangalagiri, Letter RoC No.2877/2001/M4(201842), dt: 06.05.2024 & 28.02.2025

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O R D E R:

Whereas, Sri Ch. Papa Rao, Town Planning Building Overseer (TPBO), Gudivada Municipality, was placed under suspension vide DTCP proceedings in Roc.No.2877/2001/M3-2, dated 04.06.2001, in connection with the ACB Trap Case No.4/2003, which occurred on 28.03.2001. He was subsequently reinstated into service vide DTCP proceedings Roc.No.2877/2001/M2-1, dated 20.09.2003, and was permitted to retire from service with effect from 30.11.2010, pending finalization of Criminal Appeal No.1007/2007, as per DTCP proceedings Roc.No.338/2005/M2, dated 02.11.2010.

2. Whereas, the Hon'ble Special Judge for SPE & ACB Cases, Vijayawada, in its judgment dated 23.11.2006 in C.C.No.4/2003, acquitted Sri Ch. Papa Rao of all charges. The ACB filed Criminal Appeal No.1007/2007 before the Hon'ble High Court of Andhra Pradesh challenging the acquittal.

3. Whereas, the Hon'ble High Court of Andhra Pradesh, in its common judgment dated. 27.04.2022 in Criminal Appeal Nos. 1712/2006 & 1007/2007,

(P.T.O)

dismissed the appeal filed by ACB and confirmed the acquittal of Sri Ch. Papa Rao. The DG, ACB, in his letter 11th read above, has stated that it is not a fit case to file S.L.P. before the Hon'ble Supreme Court of India against the said common Judgment of the Hon'ble High Court and requested to take necessary action

4. In the 13th read above, the Director, Town & Country Planning, Mangalagiri has stated that the suspension period of the individual (related to ACB trap on 28-03-2001) from 28-03-2001 to 14-10-2003 requires to be regularized by the competent authority i.e., Government and request the Government to issue necessary orders.

5. Government, after careful examination of the matter and in view of the judgment of the Hon'ble High Court of Andhra Pradesh confirming the acquittal of Sri Ch. Papa Rao, hereby orders that the period of suspension of Sri Ch. Papa Rao from 28-03-2001 to 14-10-2003 shall be treated as "ON DUTY" under Rule 54-A(3) of the Fundamental Rules

6. The Director, Town & Country Planning, Mangalagiri, shall take necessary action to implement these orders.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S. SURESH KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director, Town & Country Planning, MGM Capital, Ground Floor, Near NRI Hospital, NH Flyover, Chinakakani, Mangalagiri – 522 508.

Copy to:

Sri Ch. Papa Rao, TPBO (Retired), Gudivada Municipality through DTCP

The Director General, Anti-Corruption Bureau, RTC Complex, Vijayawada.

The Accountant General, Andhra Pradesh, Vijayawada.

The Pay & Accounts Officer, Andhra Pradesh.

The OSD to Hon'ble Minister (MA&UD)

The PS to Principal Secretary to Government, MA&UD Department.

SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER